

AGENDA

PERSONNEL BOARD MEETING

SEPTEMBER 19, 2008

9:30 a.m.

1. Call to Order
2. Reading of the Minutes of Regular Meeting held August 8, 2008
Minutes Signed
3. Executive Director and Secretary's Report
 - A. Investigation Update
4. Report of the Personnel Cabinet
5. **Petitioned Positions**
 - A. Executive Advisor, Public Service Commission, Energy and Environment Cabinet
 - B. Special Assistant, Public Service Commission, Energy and Environment Cabinet
6. **Oral Arguments**
 - A. Robert Bickett v. Justice and Public Safety Cabinet (Request by Appellee)
(PASSED FROM AUGUST MEETING BY AGREEMENT)
 - B. Kenneth Fogle v. Justice and Public Safety Cabinet – 2 appeals -- (Request by Appellant)
 - C. Hassan Rezaei v. Justice and Public Safety Cabinet (Request by Appellant)
 - D. Hassan Rezaei v. Justice and Public Safety Cabinet – 4 appeals – (Request by Appellant)
7. **Motions**
 - A. Joseph Lile v. Justice and Public Safety Cabinet
--Motion for Board to Order Appellant Returned to Work with Back Pay
--Appellee's Response to Motion

8. **Investigations**

- A. Transportation Cabinet Reorganization – Request by Randall Arvin
--Response by Personnel Cabinet (Hon. Daniel F. Egbers)
--Response of Transportation Cabinet (Hon. Robert L. Russell)
(Deferred from August meeting)

9. **Closed Session**

10. **Cases to be Decided**

- A. Robert Bickett v. Justice and Public Safety Cabinet (Involuntary transfer, retaliation – sustained as to involuntary transfer, dismissed as to retaliation)
--Appellee's Exceptions and Request for Oral Argument
(Passed to September meeting by Agreement)
- B. Kenneth Fogle v. Justice and Public Safety Cabinet – 2 appeals (Dismissal – dismissal reduced to one day suspension; other claims dismissed)
--Appellant's Exceptions and Request for Oral Argument
--Appellee's Exceptions
--Appellee's Response to Appellant's Exceptions
--Appellant's Response to Appellee's Exceptions
- C. Hassan Rezaei v. Justice and Public Safety Cabinet (5-day suspension for poor work performance – appeal sustained)
--Appellant's Request for Oral Argument
- D. Hassan Rezaei v. Justice and Public Safety Cabinet – 4 appeals – (Discrimination, suspensions – 2 appeals dismissed; 2 appeals sustained to the extent therein)
--Appellant's Request for Oral Argument
--Appellee's Exceptions
- E. Erasto Moran v. Cabinet for Health and Family Services (Reclassification – appeal dismissed)
--Appellant's Exceptions
--Appellee's Response to Exceptions
- F. Jennifer Durham v. Cabinet for Health and Family Services (two-day suspension - appeal dismissed)
- G. Ballard Parsons v. Transportation Cabinet (Retaliation, reduction in overtime – appeal dismissed)
- H. Deborah Redmon v. Education and Workforce Development Cabinet – (Reclassification – appeal sustained)
- I. James Taylor v. Justice and Public Safety Cabinet (3 appeals) (Suspension, evaluation, discrimination – sustained to the extent)

Show Cause Orders – No Response Filed – Appeals Dismissed

- J. David Ermond v. Cabinet for Health and Family Services
- K. Rebecca Hall v. Justice and Public Safety Cabinet
- L. Naklisha Hickman v. Cabinet for Health and Family Services
- M. Kimberley Risner v. Cabinet for Health and Family Services
- N. Taren Walton v. Justice and Public Safety Cabinet
- O. Charles Weaver v. Transportation Cabinet
- P. Terressia Whitley v. Cabinet for Health and Family Services

Show Cause Orders – Response Filed

- Q. Darlene Roberts and Mary Thompson v. Transportation Cabinet
--Appellant's Response (returned as untimely)
- R. Harold Shines v. Public Protection Cabinet
--Appellant's Response

11. **Withdrawals**

- A. Tamma Adkins v. Department of Veterans Affairs
- B. Billy Benton v. Energy and Environment Cabinet
- C. Ronald B. Crain v. Public Protection Cabinet
- D. Laura Evans v. Health and Family Services and Personnel Cabinet
- E. Wendy Floyd v. Cabinet for Health and Family Services
- F. Harolyn Howard v. Department of Public Advocacy
- G. Sandy Jackson v. Transportation Cabinet
- H. Christina Jones v. Personnel Cabinet
- I. Gail Linton v. Justice and Public Safety Cabinet (3 appeals)
- J. Kyle Martin v. Personnel Cabinet
- K. Donna Rice v. Personnel Cabinet

12. **Settlements**

- A. Kimberly Cribbs v. Department of Public Advocacy
- B. Edward Davis v. Tourism, Arts and Heritage Cabinet
- C. Rick Jones v. Justice and Public Safety Cabinet
- D. Thaddeus Miller v. Justice and Public Safety Cabinet
- E. William Craig Moberly v. Cabinet for Health and Family Services (2 appeals)
- F. Leslie Wainscott v. Justice and Public Safety Cabinet (2 appeals)
- G. Melinda Weathers v. Justice and Public Safety Cabinet
- *** H. Jeffrey Lewis v. Justice and Public Safety Cabinet
- *** I. David Scott v. Justice and Public Safety Cabinet

13. **Other**